

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA**

www.flsb.uscourts.gov

In re:

Case No.
Chapter

Debtor

Plaintiff
[or Counterplaintiff]
vs.

Defendant
[or Counterdefendant]

ADV. NO. _____ - _____ -BKC- _____ -A

PRETRIAL ORDER

In accordance with the Order Setting Filing and Disclosure Requirements for Pretrial and Trial, plaintiff [or counterplaintiff] and defendant [or counterdefendant] have agreed to the terms of this Pretrial Order. Thereupon, it is-

ORDERED AND ADJUDGED that:

1. "The following facts are admitted and require no proof": [Set forth a concise statement of each.];
2. "The following issues of fact and no others remain to be litigated": [Set forth a concise statement of each.];
3. "The following issues of law, and no others, remain to be litigated": [Set forth a concise statement of each.];
4. "Attached is a list of exhibits intended to be offered at the trial by each party, other than exhibits to be used for impeachment or rebuttal only".

5. "Attached is a list of each party's witnesses including their names and addresses together with a designation of those witnesses whose testimony is expected to be presented by means of a deposition".

6. "All discovery has been completed" or "All discovery has been completed except..." [Describe any additional discovery required together with a statement of good cause and exceptional circumstances justifying discovery after the pretrial conference].

7. "The estimated length of trial is _____".

8. "[Name of attorney] will try the proceeding for the plaintiff [or counterplaintiff] and [name of attorney] will try the proceeding for the defendant [or counterdefendant], each of whom have certified that they are qualified to practice before this court or have been specially admitted for purposes of this proceeding".

9. "The foregoing admissions have been made by the parties, and the parties have specified the foregoing issues of fact and law remaining to be litigated. Therefore, this order shall supersede the pleadings and govern the course of this proceeding".

10. [If applicable] "The parties request a special setting..." [Specify the circumstances justifying a special setting].

###

Submitted by:

Copies to:

All counsel of record.

(List all names, addresses, telephone numbers, facsimile numbers, if any, of all persons entitled to receive a copy of this order).

We, _____, attorney for plaintiff [or counterplaintiff]
and _____, attorney for defendant [or
counterdefendant], certify that we have met to discuss settlement and that a good faith
settlement attempt has been made.

Attorney for Plaintiff
[or Counterplaintiff]

Attorney for Defendant
[or Counterdefendant]

ENTRY OF THIS ORDER IS
STIPULATED AND AGREED TO BY:

[Name and address
of Plaintiff's or
Counterplaintiff's counsel]

[Name and address
of Defendant's or
Counterdefendant's counsel]